# **EXHIBIT 1**

Direct all responses by mail to the office listed below:
U.S. CITIZENSHIP AND IMMIGRATION SERVICES
101 West Congress Parkway # USCIS Chicago District Office
Chicago IL 60605

Fadwa Hassan Abdelhadi PO Box 2251 East Chicago IN 46312 Refer to this file: LIN\*000567029 Allen Number: A 047 355 454 Date: February 7, 2008

### **DECISION**

On April 16, 2007 and again on January 7, 2008, you appeared for an examination of your application for naturalization, which was filed in accordance with Section 316(A) of the Immigration and Nationality Act.

Pursuant to the investigation and examination of your application it is determined that you are ineligible for naturalization for the following reason(s):

### See Attachment(s)

If you desire to request a review hearing on this decision pursuant to Section 336(a) of the Act, you must file a request for a hearing within 30 Days of the date of this notice. If no request for hearing is filed within the time allowed, this decision is final. A request for hearing may be made to the District Director, with the Immigration and Naturalization office which made the decision, on Form N-336, Request for Hearing on a Decision in Naturalization Proceedings under Section 336 of the Act, together with a fee of \$605. A brief or other written statement in support of your request may be submitted with the Request for Hearing.

Sincerely,

Ruth A. Dorochoff District Director

cc: Reem Odeh

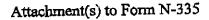
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Chicago IL 60603

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Form N-33



Applicant: Fadwa Hassan Abdelhadi

Application for Naturalization, Form N-400

Alien Number: A047355454 Application ID: LIN\*000567029

Your application is hereby denied in accordance with the Title 8 Code of Federal Regulations Section(s) listed below:

Section 312 of Title 8 Code of Federal Regulations ("8 C.F.R.") states in pertinent part:

Sec. 312.1 Literacy requirements.

- (a) General. Except as otherwise provided in paragraph (b) of this section, no person shall be naturalized as a citizen of the United States upon his or her own application unless that person can demonstrate an understanding of the English language, including an ability to read, write, and speak words in ordinary usage in the English language. (b) Exceptions. The following persons need not demonstrate an ability to read, write and speak words in ordinary usage in the English language:
  - (1) A person who, on the date of filing of his or her application for naturalization, is over 50 years of age and has been living in the United States for periods totalling at least 20 years subsequent to a lawful admission for permanent residence;
  - (2) A person who, on the date of filing his or her application for naturalization, is over 55 years of age and has been living in the United States for periods totalling at least 15 years subsequent to a lawful admission for permanent residence; or
  - (3) The requirements of paragraph (a) of this section shall not apply to any person who is unable, because of a medically determinable physical or mental impairment or combination of impairments which has lasted or is expected to last at least 12 months, to demonstrate an understanding of the English language as noted in paragraph (a) of this section. The loss of any cognitive abilities based on the direct effects of the illegal use of drugs will not be considered in determining whether a person is unable to demonstrate an understanding of the English language. For purposes of this paragraph, the term medically determinable means an impairment that results from anatomical, physiological, or psychological abnormalities which can be shown by medically acceptable clinical or laboratory diagnostic techniques to have resulted in functioning so impaired as to render an individual unable to demonstrate an understanding of the English language as required by this section, or that renders the individual unable to fulfill the requirements for English proficiency, even with reasonable modifications to the methods of determining English proficiency as outlined in paragraph (c) of this section.

(c) Literacy examination.

- (1) Verbal Skills. The ability of an applicant to speak English shall be determined by a designated examiner from the applicant's answers to questions normally asked in the course of the examination.
- (2) Reading and writing skills. Except as noted in Sec. 312.3, an applicant's ability to read and write English shall be tested using excerpts from one or more parts of the Service authorized Federal Textbooks on Citizenship written at the elementary literacy level, Service publications M-289 and M-291. These textbooks may be purchased from the Superintendent of Documents, Government Printing Office, Washington, D.C. 20402, and are available at certain public educational institutions. An applicant's writing sample shall be retained in the applicant's Service file.

Furthermore, 8 C.F.R. 316 states in pertinent part:

#### Sec. 316.1 Eligibility

- (a) General. Except as otherwise provided in this chapter, to be eligible for naturalization, an alien must establish that he or she:
  - (1) Is at least 18 years of age;
  - (2) Has been lawfully admitted as a permanent resident of the United States;
  - (3) Has resided continuously within the United States, as defined under Sec. 316.5, for a period of at least five years after having been lawfully admitted for permanent residence;
  - (4) Has been physically present in the United States for at least 30 months of the five years preceding the

date of filing the application;

- (5) Immediately preceding the filing of an application, or immediately preceding the examination on the application if the application was filed early pursuant to Section 334(a) of the Act and the three month period falls within the required period of residence under Section 316(a) or 319(a) of the Act, has resided, as defined under Sec.316.5, for at least three months in a State or Service district having jurisdiction over the applicant's actual place of residence, and in which the alien seeks to file the application:
- (6) Has resided continuously within the United States from the date of application for naturalization up to the time of admission to citizenship;
- (7) For all relevant time periods under this paragraph, has been and continues to be a person of good moral character, attached to the principles of the Constitution of the United States, and favorably disposed toward the good order and happiness of the United States; and
- (8) Is not a person described in Section 314 of the Act relating to deserters of the United States Armed Forces or those persons who departed from the United States to eyade military service in the United States Armed Forces.
- (b) Burden of proof. The applicant shall bear the burden of establishing by a preponderance of the evidence that he or she meets all of the requirements for naturalization, including that the applicant was lawfully admitted as a permanent resident to the United States, in accordance with the immigration laws in effect at the time of the applicant's initial entry or any subsequent reentry.

#### Sec. 316.5 Residence

(a) General. Unless otherwise specified, for purposes of this chapter, including Sec. 316.2 (a)(3), (a)(5), and (a)(6), an alien's residence is the same as that alien's domicile, or principal actual dwelling place, without regard to the alien's intent, and the duration of an alien's residence in a particular location is measured from the moment the alien first establishes residence in that location...

### (c) Disruption of continuity of residence

#### (1) Absence from the United States.

- (i) For continuous periods of between six (6) months and one (1) year. Absences from the United States for continuous periods of between six (6) months and one (1) year during the periods for which continuous residence is required under Sec. 316.2(a)(3) and (a)(6) shall disrupt the continuity of such residence for purposes of this part unless the applicant can establish otherwise to the satisfaction of the Service. This finding remains valid even if the applicant did not apply for or otherwise request a nonresident classification for tax purposes, did not document an abandonment of lawful permanent resident status, and is still considered a lawful permanent resident under immigration laws. The types of documentation which may establish that the applicant did not disrupt the continuity of his or her residence in the United States during an extended absence include, but are not limited to, evidence that during the absence:
  - (A) The applicant did not terminate his or her employment in the United States;
  - (B) The applicant's immediate family remained in the United States;
  - (C) The applicant retained full access to his or her United States abode; or
  - (D) The applicant did not obtain employment while abroad.
- (ii) For period in excess of one (1) year. Unless an applicant applies for benefits in accordance with Sec. 316.5(d), absences from the United States for a continuous period of one (1) year or more during the period for which continuous residence is required under Sec. 316.2(a)(3) and (a)(5) shall disrupt the continuity of the applicant's residence. An applicant described in this paragraph who must satisfy a five-year statutory residence period may file an application for naturalization four years and one day following the date of the applicant's return to the United States to resume permanent residence. An application for naturalization two years and one day following the date of the applicant's return to the United States to resume permanent residence....

#### **Explanation:**

On January 7, 2008, you appeared for a citizenship interview, in order to complete the processing of your application for naturalization by insuring that you met all of the requirements for eligibility. At this interview, however, you did not possess sufficient understanding of English to answer the required questions. In particular, you were unable to be sworn in, and unable to answer questions concerning your current and past residences, and your trips outside the United States.

08/29/2008 14:20 FAX 312 706 6803 Case 1:07-cv-06899

US IMMIGRATION
Document 20-2 Filed 09/02/2008

9/02/20<u>0</u>8 Page 5 of 13

While it is true that you were certified as being able to speak, read and write English at the time of your interview on April 16, 2007 (your second examination), it appears that you were not asked all of the required questions at that time. In particular, your application for naturalization states that you spent a total of 920 days outside the United States within the past five years, though the only specific trip that you listed was a 191-day trip in 2002. It appears that on April 16, 2007, you were not asked to explain this discrepancy, or to provide evidence that your 2002 trip of more than six months did not disrupt the continuity of your residence according to the guidelines of 8 C.F.R. 316.5(c). When you were asked about these issues on January 7, 2008, you were unable to understand the questions in English despite numerous repetitions and rephrasings.

Under 8 C.F.R. 312.1(c)(1), an applicant for naturalization must demonstrate the ability to speak and understand English in ordinary usage, as determined by the ability to answer questions normally asked during the course of the examination and interview. Since you were unable to answer the required questions on January 7, 2008, you have failed to meet this requirement for eligibility. Moreover, 8 C.F.R. 316.1 states that the burden of proof lies with the applicant to prove that they meet all the eligibility requirements for naturalization, including that of continuous residence in the United States during the statutory period beginning five years prior to the date of the application. Because you were unable on January 7, 2008 to answer the required questions concerning your residence, you have failed to meet your burden under this section.

Thus, your application for naturalization filed on June 26, 2003 must be, and hereby is, denied. This decision is made without prejudice to any future application for naturalization made when you are able to meet all requirements for eligibility.

# **EXHIBIT 2**

U.S. Department of Homeland Stelarity U.S. Citizenship and Immigration Services

N-550, Request for a Hearing on a Decision in Auralization Proceedings Under Section 336 of the Act

Decision: Grant  Denial	Fee: \$ 605306003/05/08 10:30 N-336 N2
In the Matter of: (Name of Naturalization Applicant)     Fadwa Hassan Abdelhadi	File:Number: A 047 355 454
2. I am filing a request for hearing on the decision dated:	
February 7, 2008.	
3. Please check the one block which applies:	
a. I am not submitting a separate brief, statement or eviden	
b. I am submitting a separate brief, statement and/or evider	nce with this form.
c. I need days to submit a brief, star granted only for good cause shown. Explain in a separate	ement and/or evidence to USCIS. (May be
4. Person Filing Request:	
Name (Picase Type or Print in Black Ink.)	
Fadwa Hassan Hodelhadi Address (Street Number and Name)	(Apt. Number)
P. O. Box 2251 East Chy (City)  X Fad Wa Abde Ihad; Signature	caso. IN 46312
(City)	(Zip Code)
NE Ju ARdelhadi	02/28/08-
Signature	Date (mm/dd/yyyy)
~ <del></del>	·
Tam an attorney or representative and I represent the application proceeding. [You must attach a Notice of E are an attorney or representative and did not previously substitute the second sec	Iff A OLISEPhornmen ( )
(Person for whom you are appearing)	
5. Briefly state the reason(s) for this request for a hearing:	
The Petitioner Originally passed the each	n, the denial is incorrect.
Since she established her burden of pro	oof since she's applied,
Furthermore the petitioner has since then	been affected by ber
anaptive ability.	
Form N-336	(Rev. 05/05/04) N (Prior versions may be used until 09/03/04)

U.S. Department of Justice Immigration and Naturalization Service Notice of Entry of Appearance as Attorney or Representative

Appearances - An appearance shall be filed on this form permitted upon the written withdrawal of the attorney or rean appearance is made by a person acting in a representation under the provisions of this chapter he is authorized and quequired. Availability of Records - During the time a case or his attorney or representative shall be permitted to exam 103.10, obtain copies of Service records or information the request, he/she may, in addition, be loaned a copy of the to such copies and pledging that it will be surrendered upon shall not be furnished free on loan; however, they shall be	representative of recordive capacity, his personalized to represent is pending, and exception the record of procession and copies of the capacity and capacity and capacity and capacity and capacity and capacity and disposition of the capacity and capacity and disposition of the capacity and	nd or upon notificational appearance of Further proof of a copt as otherwise poceeding in a Servici documents or transcription of the case or upon decopying or purchas	ation of the new attorney or signature shall constitute authority to act in a representation of the confice. He may, in contact in a representation of evidence furnificated of proceeding upon mand. If extra copies of esc of copies as provided in	or representative. When e a representation that sentative capacity may be b), a party to a proceeding oformity with 8 CFR vished by him. Upon on giving his/her receipt for exhibits do not exist, they
In re: Fadwa ABDELHADI		Date: 02/ File No. A04	28/08	
I hereby enter my appearance as anorney i	for (or representative			amed person(s):
Name: Fadwa ABDELHADI		Petitioner Beneficiary	<b>♂</b> Ap	pplicant
Address: (Apt. No.) (Number & Street) P.O. BOX 2251		(City) Chicago,	(State)	(Zip Code) 46312
Name:	EGUS	Petitioner	□ Ap	pplicant
Address: (Apr. No.) (Number & Street)		☐ Beneficiary (City)	(State)	(Zip Code)
Check Applicable Isem(s) below:				
1. I am an attorney and a member in good standing of State, territory, insular possession, or District of Colum	mbia preme Court Name of Court otherwise restricting gnamed religious, ch	r g me in practicing	and am not under a cou	urt or administrative agency
3. I am associated with the attorney of record previously filed a notice of check item 1 or 2 whichever is appropriate.) 4. Others (Explain Fully.)	appearance in this ce	ise und my appea	rance is at his request (//	Tyou check this item, also
Reem Oded	C	HICAGO, IL	AN AVE SUITE 32 60603	:00
NAME (Type or Print) Reem Odeh	1	12-701-300		
PURSUANT TO THE PRIVACY ACT OF 1974, I HEA ATTORNEY OR REPRESENTATIVE OF ANY RECOR NATURALIZATION SERVICE SYSTEM OF RECORD THE ABOVE CONSENT TO DISCLOSURE IS IN CO	RD PERTAINING TO DS: Reem Odeh (Name of Attorney or Repor ONNECTION WITH	O ME WHICH A	PPEARS IN ANY IMMIO	GRATION AND
Name of Person Consenting Fadwa ABDELFADI	Fadwa Ai	SDEI had		Date 02/28/08
(NOTE: Execution of this box is required under the Privacy A lawfully admitted for permanent residence.)		mon being represer	ated is a citizen of the United	States or an alien

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630-790-3804

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Department of Homeland Security U.S. Citizenship and Imagignation Services

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OM@No. 1615-0050; Expire: 08/31/08 N-648, Medical Certification for Disability Exceptions

Part L This section to he completed by applicant. (P	lease print or type	information in black ink)
Taret Name	Middle Name	Alica Registration Number
Abidelhadi Fadwa	140554in	A047.355 454
Address 1911 41.85th Ave Actm 30	69	U. S. Social Security Number 306-23-6469
7 11 00 10 11 11 11 11 11 11 11 11 11 11	State	Zip Code
Merrillyille-	IN_	46410
219) 793 - 4081	Date of Birth (mm/6d/yry	₹ <b>₹</b>
L Fadwa H. Abdelhadi, anthonize		
(Lie To release all relevant physical and mental health information relate		factopally or clintal pychologic;
(USCIS) for the purpose of applying for an exception from the Engli	ish language and U.S. civ	ics testing requirements for naturalization. I
pertify under penalty of perjury, parsuant to Title 28 U.S.C. Section	1746, that the information	n on this form and say evidence submitted with
it are all true and correct. I am aware that the knowing placement of	false information on the	Form N-648 and related documents may
also subject me to civil penelties under B U.S.C. 1324c.		111100
Signature	Date 4	14108
Part II. This section to be completed by a licensed	medical doctor, doc	tur of esteopathy
or licensed clinical psychologist. (See Instr	uctions.)	
Purpose of Tals Form: The individual named above is applying	o become a U. S. citizen	Applicants for naturalization are required to
learn and/or demonstrate knowledge of the English language, incl	eding an ability to read,	write and speak words in ordinary usage in the
English language, as well as knowledge and understanding of the		
government of the United States, Individuals who are unable, because		
this required knowledge ussy apply for a waiver. The purpose of the	his form is to help deletin	ime whether your patient is eligible for this
waiver,		
Definition of Disability and/or Instainment(S): An individual is		
demonstrate knowledge of English and/or U.S. history and civics		
impairment (or a combination of impairments). These disability a psychological abnormalities, which can be shown by medically an		
psychological socionishies, which can be shown by memically an and/or impairment(s) must result in functioning so impaired as to		
		· -
NOTE: This definition of disability is different from the definition		
Affairs or worker's compensation we will require the applicant to a information.	explant was little of techt	or Lotto 14-944 may use ablandurate
Provide all of the following required information, using common t		
with no abbreviations. Type or print clearly in black ink, lilegible:	and fuctables founs m	il de retirued. If you need suditional space
to provide your answers, attach additional pages.		
Nature and duration of disability and/or impairmen	t(s).	
1. (a) Based on your commission of the applicant, the applicant	s symptoms, previous me	edical records, clinical findings or
lests, does the applicant bave any disability and/or impairment	(x) that affect his or her s	bility to learn and/or demonstrate
knowledge?		}
Yes 🔲 No NOTE: If you answer "No," app	dicont is ineligible for a	walver; please cominue with Part II. 6.
(b) Has the applicant's disability and/or impairment(s) lasted on	r da you expect it to last	12 months or longer?
Yes No NOTE: If you answer 'No," op	plicant is incligible for a	Haiver; please continue with Part II. 6.
(c) Is the applicant's disability and/or impairment(s) the direct	effect of the illegal use o	of drugs?
Yes No NOTE: If you waswer "Yes," app	olicam is ineligible for a	waiver; please continue with Part II, 6.
		Form N=648 (Rev. 01/13/06)Y

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Appliengs's Name	Alien Registration Number A-
Diagnosis of disability and/or impairments(s).	
2. (a) Provide your clinical diagnosis of the applicant's disability and/or impain	

a person without medical training can understand. (See Instructions for examples).

The Applicant exhibits symptoms of severe depression

som proms & psychotic features. loss of Deality Sense;

confision, Avdio has flat in Ations, provencial de la secure

phobia, unable to function in her house, I hanke to p

confision. unable to stay inhe, house by herself, unable to petatof (b) Provide the relevant DSM-IV code(s) for each disability and/or mental impairment(s) that you described above. If a high size by have left 296-34 rafilent is so were high pressed & Active perchatic somptoms disturbed Pealify Sonse, boor contentration, roor aftention, Active perchatic somptoms, pour coom the

Connection between disability and/or impairment(s) and inability to learn/demonstrate

The law requires that applicants for cirizenship demonstrate (1) an understanding of the English language, including the ability to read, write and speak simple words and phrases in ordinary usage; and (2) a knowledge and understanding of the fundamentals of U.S. history and civies. An applicant's difficulty in fulfilling the requirements is not sufficient to support a waiver. In addition, illiteracy in the applicant's native language is not sufficient, by itself, to support a finding of mability to learn and/or demonstrate knowledge.

Based on your examination of the applicant, provide despited information on the connection between the disability and/or impairment(s) and the applicant's inshifty to learn and/or demonstrate knowledge of English and/or U.S. history and civies (see instructions for examples). NOTE: This description should address the severity of the effects of the disability and/or impairment(t), including the specific limitations that affect the applicant's ability to learn and/or demonstrate knowledge. patientti's severely depressed, & psychotic som plans unable to formation at her house, and be to propore a ment ( correcting soferen) unable action unable todo shopping, hearing rules went to Kill her, calling has benell son (step sone) for People Knecking on the door, trying & break in, While there is Nobody, paranoid ( a) lossof reality testing, unable to rundion in the house, anable to be maris, hearnovoiles at night want to Kill her poor peality sensel very tristurbed mentally - lacking the Rutional Decision.

Registed - dies not paule nexts to mubity to lower disenstrate thousands AUG - 8 2008

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Applicant's Name Fadwa Hussa	in Abdelhadi	1-347355454
Professional certified opinion. The law requires that in order to be eligible for the English profesency and/or knowledge of U.S. histo sufficient to support a waiver. In addition, Ulteracy of imbility to learn and/or demonstrate knowledge.	ry and civies. An applicants deflicate in the applicant's native language is ac	IN MINIME ME LEGINATION 13 NOT
4. Reglish Requirement		
(a) In your professional opinion, has the disal degree that he or she is unable to learn at	bility impairment(s) described above at id/or demonstrate an ability to speak, to	Tected the applicant's functioning to such a ad or write English?
X Yes □ No		
(b) If Yes, which of the following is the appli	cant unable to learn and/or demonstrate	e? (Check all that apply)
Speaking Reading  5. U.S. History and Civies Requirement:	Writing	
In your professional opinion, has the disability degree that he or she is unable to leave and/or applicant understands?	impainum(s) described above affects demonstrate knowledge of U.S. likstory	d the applicant's functioning to such a and divices, even in a language the
Yes 🗆 No		
Rackground information.		
6. Date of your most recent examination of the s	pplicant (mm/dd/yyyy), " ? //	4/00
7. Is this your first examination of the individual		
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No If No, far how long and for what con the same as in Part II. 2, specify the	ditions have you been treating the applit length of time and write "Couditions —	cant? (If the conditions are Same as Part IL 2.7)
8. What is the nature of your medical practice?	c.g., family/general praetice. internal n	nedicine, psychiatry, cardiology)
I certify, under penalty of perjury under the laws of submitted with it are all true and correct. Upon con upon request from U.S. Citizenship and framigratic form N-648 and related documents may also subject to U.S.C. section 1324c.  Signature	nsers of the applicant, I agree to release in Services. I am aware that the knowle	this applicant's relevant medical records of placement of false information on the 18, U.S.C. 1546 and civil penalties under
Type or print the following information:		
and Name AMER	First Name EMAD	Middle Name MG HA M ED
Business Acdress 303 E-Alpmultrail Ruscutt	Blooming dale.	Telephane Number 630251-1770
636-09 46:58	Licensing State  1	E-Mail Address, if any
		Form No643 (Rev. 01/13/06)V Page 3

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## Amer & Associates **Progress Note**

Client Name Fadwa Hasson Abdelhadi

ID#\_\_\_\_

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# Amer & Associates

**Progress Note** Client Name Fadura Hassan Abbelhadi ID#\_\_\_\_ Date: Time: PROGRESS NOTE N) cf MSE